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Attorney for Jonathan David Whitehead

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

V.

JONATHAN DAVID WHITEHEAD,

Defendant.

Case No. 2:24-mj-00816-EJY

**STIPULATION TO CONTINUE
BENCH TRIAL**
(Second Request)

IT IS HEREBY STIPULATED AND AGREED, by and Between Sigal Chattah, United States Attorney, and Skyler Pearson, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Joy Chen, Assistant Federal Public Defender, counsel for Jonathan David Whitehead, that the bench trial currently scheduled on June 4, 2025, be vacated and continued to a date and time convenient to the Court, but no sooner than sixty (60) days.

This Stipulation is entered into for the following reasons:

1. Defense counsel requires additional time to review discovery, conduct investigation, and counsel the defendant on his legal options.
 2. The defendant is out of custody and does not oppose the continuance.

1 3. Additionally, denial of this request for continuance could result in a
2 miscarriage of justice. The additional time requested by this Stipulation is excludable in
3 computing the time within which the trial herein must commence pursuant to the Speedy Trial
4 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title
5 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

6 This is the second request for a continuance of the bench trial.

7 DATED this 2nd day of June, 2025.

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9 RENE L. VALLADARES
Federal Public Defender

SIGAL CHATTAH
United States Attorney

10
11 By /s/ Joy Chen
12 JOY CHEN
13 Assistant Federal Public Defender

By /s/ Skyler Pearson
SKYLER PEARSON
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
JONATHAN DAVID WHITEHEA
Defendant.

Case No. 2:24-mj-00816-EJY

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Defense counsel requires additional time to review discovery, conduct investigation, and counsel the defendant on his legal options.
 2. The defendant is out of custody and does not oppose the continuance.
 3. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

This is the second request for a continuance of the bench trial.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18, United States Code, § 316(h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the bench trial currently scheduled on Wednesday, June 4, 2025, at 9:40 a.m., be vacated and continued to August 13, 2025 at the hour of 9:30 a.m.

DATED this ____ day of June, 2025

Eugene J. Zouchal
UNITED STATES MAGISTRATE JUDGE